

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: June 15, 2009 Name: John G. Rauch Signature: /John G. Rauch/

**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Razvan Rentea, et al.

Appln. No.: 10/734,066

Filed: December 11, 2003

For: Biofeedback Device Displaying Results
on a Cellular Phone Display

Attorney Docket No.: 13119/11

Examiner: Foreman, Jonathan M.

Art Unit: 3736

Conf. No.: 9588

TRANSMITTAL

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is/are:

☒ Notice of Appeal.

Fee calculation:

☐ No additional fee is required.

☒ Small Entity.

☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).

☒ A petition or processing fee in an amount of \$270 under 37 CFR § 41.20(b)(1).

☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|-------------------------------------|-------|------------------------------------|------------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | OR | Rate | Add'l Fee |
| Total | | Minus | | | x \$26= | | | x \$52= | |
| Indep. | | Minus | | | x 110= | | | x \$220= | |
| First Presentation of Multiple Dep. Claim | | | | | +\$195= | | | + \$390= | |
| | | | | | Total | \$ | | Total | \$ |

Fee payment:

☒ Please charge Deposit Account No. 23-1925 in the amount of \$270 for the small-entity Notice of Appeal Fee.

☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

June 15, 2009
Date

/John G. Rauch/
John G. Rauch (Reg. No. 37,218)